



**DIVISION OF WATER RESOURCES  
MINING SECTION**

**Public Participation Opportunities  
Request for Public Comments on Draft Permit Actions**

**December 12, 2014**

**Public Notice: M2014-21  
Last Day to Comment: January 16, 2015**

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment. The draft permits are available on the *Data Viewer* web page: <http://tn.gov/environmet/dataviewers.shtml>.

The Division has made the determination that the following NPDES permit applications are complete as required by Rule 0400-40-03-.06(1)(c).

**Individual NPDES Permits**

**Coal Proposed Issuances**

Applicant Name	<b>National Coal LLC – Deep Mine 8</b>				
Permit Number	<b>TN0071803</b>	Permit Writer Initials	<b>JIF</b>	Discharge Rating	<b>Minor</b>
County	<b>Scott</b>			EFO Name	<b>Knoxville</b>
Street Address	0.27 miles SW of the intersection of Smoky Creek Road and Bill Branch Road				
City and Zip Code	Hembree 37756				
Description of Activity	Bituminous coal post mining				
Effluent Description	Treated wastewater and storm water				
Receiving Stream	Smoky Creek				
Facility Location	Latitude	36.21	Longitude	84.42	
Applicant Name	<b>National Coal LLC – Deep Mine 10</b>				
Permit Number	<b>TN0076180</b>	Permit Writer Initials	<b>DAT</b>	Discharge Rating	<b>Minor</b>
County	<b>Campbell</b>			EFO Name	<b>Knoxville</b>
Street Address	Cross Mountain				
City and Zip Code	Caryville 37714				
Description of Activity	Bituminous coal post mining				
Effluent Description	Treated wastewater and storm water				
Receiving Stream	Wet weather conveyance to unnamed tributary of Cove Creek				
Facility Location	Latitude	36.31	Longitude	84.26	

Applicant Name	<b>Premium Coal Company Inc. – Area 18</b>				
Permit Number	<b>TN0071307</b>	Permit Writer Initials	<b>DAT</b>	Discharge Rating	<b>Minor</b>
County	<b>Anderson</b>			EFO Name	<b>Knoxville</b>
Street Address	Graves Gap				
City and Zip Code	Briceville 37710				
Description of Activity	Bituminous coal post mining				
Effluent Description	Treated wastewater and storm water				
Receiving Streams	Cow Creek, Mud Suck Creek				
Facility Location	Latitude	36.11	Longitude	84.32	

#### **Coal Proposed Modification/Reissuances**

Applicant Name	<b>Crossville Coal Inc. – Turner Surface Mine</b>				
Permit Number	<b>TN0071633</b>	Permit Writer Initials	<b>DAT</b>	Discharge Rating	<b>Minor</b>
County	<b>Cumberland</b>			EFO Name	<b>Knoxville</b>
Street Address	6728 Smith Mountain Road				
City and Zip Code	Crab Orchard 37723				
Description of Activity	Bituminous coal surface mine				
Effluent Description	Treated wastewater and storm water				
Receiving Streams	Island Creek, Meadow Branch, Little Meadow Branch, Millstone Branch, Rogers Creek				
Facility Location	Latitude	35.99	Longitude	84.75	

Applicant Name	<b>Premium Coal Company Inc. – Area 20</b>				
Permit Number	<b>TN0079570</b>	Permit Writer Initials	<b>DAT</b>	Discharge Rating	<b>Minor</b>
County	<b>Campbell</b>			EFO Name	<b>Knoxville</b>
Street Address	Cross Mountain				
City and Zip Code	Briceville 37710				
Description of Activity	Bituminous coal surface mine				
Effluent Description	Treated wastewater and storm water				
Receiving Streams	Wet weather conveyances to: Ward Branch, Mart Branch, Stone Coal Branch and Round Rock Creek				
Facility Location	Latitude	36.22	Longitude	84.25	

**Non-Coal Proposed Modification**

Applicant Name	<b>Nyrstar Tennessee Mines – Strawberry Plains LLC – Coy Mine</b>				
Permit Number	<b>TN0001732</b>	Permit Writer Initials	<b>DKC</b>	Discharge Rating	<b>Major</b>
County	<b>Jefferson</b>			EFO Name	<b>Knoxville</b>
Street Address	420 East Broadway Boulevard				
City and Zip Code	Jefferson City				
Description of Activity	Underground zinc mine				
Effluent Description	Treated wastewater and storm water				
Receiving Stream	Mossy Creek				
Facility Location	Latitude	36.12	Longitude	83.48	

**Non-Coal Proposed Reissuances**

Applicant Name	<b>Rogers Group Inc. - Gordonsville Quarry</b>				
Permit Number	<b>TN0069124</b>	Permit Writer Initials	<b>DKC</b>	Discharge Rating	<b>Minor</b>
County	<b>Smith</b>			EFO Name	<b>Cookeville</b>
Street Address	342 Rogers Road				
City and Zip Code	Gordonsville 38563				
Description of Activity	Limestone quarry and processing with an asphalt plant				
Effluent Description	Treated wastewater and storm water				
Receiving Stream	Unnamed tributary to Caney Fork River				
Facility Location	Latitude	36.19	Longitude	85.94	

Applicant Name	<b>Vulcan Construction Materials LP – Dayton Quarry</b>				
Permit Number	<b>TN0063835</b>	Permit Writer Initials	<b>DPL</b>	Discharge Rating	<b>Minor</b>
County	<b>Rhea</b>			EFO Name	<b>Chattanooga</b>
Street Address	5730 Old Washington Highway				
City and Zip Code	Dayton 37321				
Description of Activity	Limestone quarry and processing				
Effluent Description	Treated wastewater and storm water				
Receiving Stream	Unnamed tributaries to: a sinkhole and Crawford Branch				
Facility Location	Latitude	35.52	Longitude	84.92	

Applicant Name	<b>Vulcan Construction Materials LP – Richard City Quarry</b>				
Permit Number	<b>TN0061697</b>	Permit Writer Initials	<b>DKC</b>	Discharge Rating	<b>Minor</b>
County	<b>Marion</b>			EFO Name	<b>Chattanooga</b>
Street Address	802 19 <sup>th</sup> Street				
City and Zip Code	South Pittsburgh 37830				
Description of Activity	Limestone quarry and processing				
Effluent Description	Treated wastewater and storm water				
Receiving Stream	Unnamed tributary to Poplar Spring Creek				
Facility Location	Latitude	34.99	Longitude	85.72	

### **Coal Proposed Termination**

Applicant Name	<b>LCC Tennessee LLC – Whitehead Mountain Refuse Area 2</b>				
Permit Number	<b>TN0054526</b>	Permit Writer Initials	<b>GWM</b>	Discharge Rating	<b>Minor</b>
County	<b>Scott</b>			EFO Name	<b>Knoxville</b>
Street Address	Whitehead Mountain				
City and Zip Code	Robbins 37852				
Description of Activity	Bituminous coal reclaimed refuse area				
Effluent Description	Treated wastewater and storm water				
Receiving Streams	Unnamed tributaries to: Mill Creek and Shack Creek				
Facility Location	Latitude	36.21	Longitude	84.46	

### **List of Permit Writers-Mining Section**

<b>DAT</b>	Dave Turner	865-594-5541	<a href="mailto:Dave.Turner@tn.gov">Dave.Turner@tn.gov</a>
<b>DKC</b>	Dennis Conger	865-594-5555	<a href="mailto:Dennis.Conger@tn.gov">Dennis.Conger@tn.gov</a>
<b>DPL</b>	Daniel Lawrence	865-594-5543	<a href="mailto:Daniel.Lawrence@tn.gov">Daniel.Lawrence@tn.gov</a>
<b>DRM</b>	Dan Murray	865-594-5549	<a href="mailto:Dan.Murray@tn.gov">Dan.Murray@tn.gov</a>
<b>GWM</b>	Gary Mullins	865-594-5536	<a href="mailto:Gary.Mullins@tn.gov">Gary.Mullins@tn.gov</a>
<b>JIF</b>	Joshua Frazier	865-594-5542	<a href="mailto:Joshua.Frazier@tn.gov">Joshua.Frazier@tn.gov</a>
<b>MES</b>	Michael Swanger	865-594-5585	<a href="mailto:Michael.Swanger@tn.gov">Michael.Swanger@tn.gov</a>

### **Environmental Field Offices**

Chattanooga Environmental Field Office  
Suite 550 - State Office Building  
540 McCallie Avenue  
Chattanooga, TN 37402-2067  
(423) 634-5745 or 1-888-891-8332

Columbia Environmental Field Office  
1421 Hampshire Pike  
Columbia, TN 38401-5611  
(931) 380-3371 or 1-888-891-8332

Cookeville Environmental Field Office  
1221 South Willow Avenue  
Cookeville, TN 38506-4107  
(931) 432-4015 or 1-888-891-8332

Jackson Environmental Field Office  
1625 Hollywood Drive  
Jackson, TN 38305-4316  
(731) 512-1300 or 1-888-891-8332

Johnson City Environmental Field Office  
2305 Silverdale Road  
Johnson City, TN 37601-4322  
(423) 854-5400 or 1-888-891-8332

Knoxville Environmental Field Office  
3711 Middlebrook Pike  
Knoxville, TN 37921-6538  
(865) 594-6035 or 1-888-891-8332

Nashville Environmental Field Office  
711 R. S. Gass Boulevard  
Nashville, TN 37216-2637  
(615) 687-7000 or 1-888-891-8332

Memphis Environmental Field Office  
8383 Wolf Lake Drive  
Bartlett, TN 38133-4119  
(901) 371-3000 or 1-888-891-8332

### **How to Comment:**

The Tennessee Department of Environment and Conservation (TDEC) is requesting public comment on these permit actions. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on these proposed actions may submit comments in writing to the Mining Section at the above letterhead address, Attn: Public Notice Coordinator, by fax (865) 594-6105 or by e-mail [Gary.Mullins@tn.gov](mailto:Gary.Mullins@tn.gov). The Division must receive your comments before the close of the comment period (see page 1).

### **How to Request a Public Hearing:**

Interested persons may request in writing that the Director of the Division of Water Resources hold a public hearing on any application. The Division must receive your request before the close of the comment period. You must indicate the interest of the party filing it and the reasons for the hearing. When there is significant public interest for a hearing, the Division will hold a hearing in accordance with *Rule 0400-40-05-.06 (12)*. A separate public notice will announce the public hearing.

### **How the Department Will Proceed:**

The Director of the Division of Water Resources will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of Federal and State acts and regulations.

### **To Obtain Permit Details:**

Draft permits contain Antidegradation Determinations and Rationales that address information concerning the foundation for the Division's decisions. Copies of the applications, draft permits, and supporting documentation are in the permit files maintained at the Mining Section's office located at the letterhead address. There is a nominal fee for copying. These files are available for public inspection during normal visiting hours. Please email [Kara.Blevins@tn.gov](mailto:Kara.Blevins@tn.gov) or call (865) 594-5460 to schedule an appointment for the review.

### **State of Tennessee Antidegradation Policy**

Tennessee's Antidegradation Statement is in *Rule 0400-40-03-.06* of the Tennessee Department of Environment and Conservation. The primary purpose of the Antidegradation Policy is to establish a greater level of protection for high quality waters. Some high quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high quality waters. Outstanding National Resource Waters (ONRWs) receive the greatest level of protection. The Board of Water Quality, Oil and Gas designate these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Exceptional Tennessee Water (ETW) and protects against their degradation. The Department may allow some degradation if the Department deems it economically and socially necessary.

Non-Exceptional Tennessee Water refers to surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

### **State of Tennessee Policy of Non-Discrimination**

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. You may direct any Equal Employment Opportunity/Affirmative Action inquiries or complaints to the EEO/AA Coordinator, Office of General Counsel, William R. Snodgrass - TN Tower, 312 Rosa L. Parks Avenue, Nashville, TN 37243-1102 or telephone 1-888-867-7455. Direct any Americans with Disabilities Act (ADA) inquiries or complaints to the ADA Coordinator, Human Resources Division, William R. Snodgrass - TN Tower, 312 Rosa L. Parks Avenue, 2<sup>nd</sup> Floor, Nashville, TN 37243-1102 or telephone 1-888-867-7455. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).